

From: "Marty Strauss" <mStrauss@cityofsacramento.org>  
To: "Todd Del Frate" <TDelFrate@waterboards.ca.gov>  
CC: "Bill Busath" <bbusath@cityofsacramento.org>, "Dave Brent" <dbrent@cityo...  
Date: 3/11/2009 8:55 AM  
Subject: Re: Dellar Landfill Engineer Drawings

*Sac County*

Dear Todd:

You may remember, when doing the site inspection of the 28th Street Landfill and the Dellar Landfill, I formally requested a meeting be scheduled to discuss what is remaining to be completed and what has been delivered. I requested you schedule this meeting and invite all concerned parties, including the Dellar Trust, the co-responsible party for this closure plan and post closure monitoring. When discussing this meeting we agreed this was necessary and that no further work would proceed until such meeting was scheduled. At that time you clarified that this was a formal request and that the meeting would be scheduled. No written request was asked for at that time, and none followed.

To date no meeting has been scheduled. This meeting is necessary from the City's perspective so that the Dellar Trust is present and made aware of their responsibilities as co-responsible party. To date all communication has been with the City, only one of the co-responsible parties. I ask this form of communication be corrected and that all communication concerning the Dellar Landfill include the Dellar Trust. I also, again make a formal request for a meeting that includes all concerned parties. After that meeting it will be clear to all parties what deliverables are due to the Water Board and we can proceed to complete the products.

At this time the following products have been delivered and/or discussed with the Water Board.

- 1) Deliverable 1-b-30 percent cover design and grading plans.
- 2) Deliverable 1-c-plans for erosion and drainage controls, i.e Erosion Prevention Plan.
- 3) Deliverable 1-f-Closure Schedule was delivered with the last quarterly update, and is attached to this email.

The remaining deliverables are:

- 1) Deliverable 1 a-Site and Facility Information. This can be completed by submitting previous work completed by SCS Engineering describing the site and history.
- 2) Deliverable 1 e- Proposed landfill gas controls, if necessary. We have discussed this at meetings with the Water Board and it is agreed that the current gas monitoring system will be sufficient until proven otherwise. Part of the scope of work SCS Engineering is completing is an evaluation of the current system and the current gas control/monitoring system to determine if any changes are needed at this time.
- 3) Deliverables 1-f, g, and h addressing closure estimates and post closure maintenance and cost. It is the City's plan to include the Dellar property in the ongoing post closure monitoring of the 28th Street Landfill and no additional cost are foreseen at this time. The closure cost is estimated to be \$2.8 million dollars.

At this time I ask you resend the previous communication so that it includes the Dellar Trust, the other responsible party, and schedule the requested meeting.

After the requested meeting has occurred and the above deliverables have been discussed, the City and the Dellar Trust will proceed with formally completing the above deliverables and send them to the Water Board. This has been our understanding and we have been waiting for the requested meeting to occur.

Marty Strauss

>>> "Todd Del Frate" <TDelFrate@waterboards.ca.gov> 3/11/2009 7:48 AM >>>

Marty, please review the CAO Item #1 which requires the City to prepare a Final Closure Plan (FCP) that contains multiple elements relating to closure of the site. The design is one element and the 30% design only is required. This FCP was due 15 August 2008 and has not been submitted as of this date. I will discuss our next steps with my senior as we go forward. The next submittal must meet the requirement of Item #1, so if additional funding is necessary to complete the drawings then make sure you get enough to complete the FCP as a whole. I do not want to see just drawings. If you have questions please call. I will expect a complete FCP to be submitted by 15 May 2009.

Todd A. Del Frate P.G.  
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Waste Discharge to Land Unit  
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>>> "Marty Strauss" <mStrauss@cityofsacramento.org> 3/10/2009 11:44 AM >>>

Todd:

Received: Fri, 09 Jan 2009 14:45:32 -0800  
From: "Marty Strauss" <mStrauss@cityofsacramento.org>  
To: <TDelFrate@waterboards.ca.gov>  
Cc: "Bill Busath" <bbusath@cityofsacramento.org>, "Edison Hicks" <eHicks@cityofsacramento.org>, "Jerry Hicks" <GHicks@cityofsacramento.org>, "John Olesen" <JOlesen@cityofsacramento.org>  
Subject: Erosion Prevention Measures for Dellar Property

Todd:

I am emailing in follow up to my voice mail concerning the inspection scheduled for this coming Tuesday. Specifically, I am addressing the erosion prevention plan for the Dellar Property.

As you know, we have had difficulty completing work on the property due to the fact we do not own the property and must gain permission to gain access and do any work as directed by the CAO. While the City is fully willing to comply, we need to consult with the Dellar Trust and obtain their approval prior to moving forward.

The Erosion Prevention Plan was just completed November 7, 2008.

As we discussed yesterday in our telephone conversation, completing work on the property has been very difficult due to the litigation between the City and the Dellar Trust.

I am recommending a meeting between the City and the Dellar Trust to discuss how we proceed with completing the required work on the property and share the cost while the litigation is pending. When I have an answer I will include this in my closure schedule we discussed in our telephone conversation.

Thank you for your patience and understanding regarding this matter.

Marty Strauss

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**From:** "Marty Strauss" <mStrauss@cityofsacramento.org>  
**To:** <TDeIFrate@waterboards.ca.gov>  
**CC:** "Bill Busath" <bbusath@cityofsacramento.org>, "Edison Hicks" <eHicks@cit...  
**Date:** 1/9/2009 2:46 PM  
**Subject:** Erosion Prevention Measures for Dellar Property

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I am emailing in follow up to my voice mail concerning the inspection scheduled for this coming Tuesday. Specifically, I am addressing the erosion prevention plan for the Dellar Property.

As you know, we have had difficulty completing work on the property due to the fact we do not own the property and must gain permission to gain access and do any work as directed by the CAO. While the City is fully willing to comply, we need to consult with the Dellar Trust and obtain their approval prior to moving forward.

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